

NOTE: IF COMMUNICATIONS ASSISTANCE IS NEEDED OR ANY OTHER ACCOMMODATIONS TO ENSURE EQUAL PARTICIPATION, PLEASE CONTACT THE TOWN CLERK'S OFFICE AT 253-7000. ANYONE REQUESTING INTERPRETIVE SERVICES FOR THE HEARING IMPAIRED MUST NOTIFY THE TOWN CLERK'S OFFICE AT 253-7000, 72 HOURS IN ADVANCE OF THE MEETING DATE AND ANYONE REQUESTING ASSISTIVE LISTENING DEVICES OR WISHING TO SPEAK ON A MATTER DESIGNATED "CA" (CONSENT AGENDA) ON THE COUNCIL DOCKET MUST NOTIFY THE COUNCIL CLERK PRIOR TO THE COMMENCEMENT OF THE MEETING.

**PLEASE BE ADVISED THAT THE COUNCIL
INTENDS TO DISCUSS AND/OR ACT UPON
EACH AND EVERY ITEM APPEARING
ON THIS AGENDA**

DATE: October 9, 2013

TIME: 7:00 PM

TOWN HALL - COUNCIL CHAMBERS

PRESENT:

MEETING DATES: October 8, 2013 - Town Council Special
Meeting
October 29, 2013 - Town Council Special
Meeting
October 30, 2013 - Town Council Meeting
November 20, 2013 - Town Council Meeting
December 4, 2013 - Town Council Meeting

PRESENTATION

Wenley Ferguson of Save the Bay

SPECIAL RECOGNITION

Neil Feeley, Jr. - J.G. Coffey Company
Melissa Mancini - Cumberland Farms
Craig Veader - Bristol Toyota

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)

1. Town Council Meeting - September 18, 2013

2. Town Council Meeting - August 7, 2013

B. PUBLIC HEARINGS

1. Ordinance #2013-15, CHAPTER 28, Zoning, Article V, Supplementary Regulations, Section 28-150, Special use permit standards for various uses, and Article III, Permitted Uses, Section 28-82, Use regulations (keeping of chicken hens), **2nd reading and public hearing**

a. Director of Community Development
Williamson re Recommendation of Planning Board

2. Antonio Loras, 30 First Street - request for License to Maintain Property at 21 Butterworth Avenue (informational only: public hearing cancelled at request of petitioner)

a. Council Clerk Cirillo re withdrawal of petition by Antonio Loras

b. Director of Community Development
Williamson re petition for license to maintain

C. ORDINANCES

1. Ordinance #2013-15, CHAPTER 28, Zoning, Article V, Supplementary Regulations, Section 28-150, Special use permit standards for various uses, and Article III, Permitted Uses, Section 28-82, Use regulations (keeping of chicken hens), **2nd reading and public hearing** (see agenda item B1 above)

2. Ordinance #2013-16, Chapter 22, Sewers and Sewage Disposal, Article X, Sewer Service Charges, Section 22-401, Infiltration and inflow charge for new developments, **1st reading**

D. LICENSING BOARD - NEW PETITIONS

1. Rami Jenblat, My Shisha Café, 261 Wood Street - request to change hours of operation of

existing Victualling License, **continued from
October 9, 2013**

E. LICENSING BOARD - RENEWALS

F. PETITIONS - OTHER

1. Lawrence D. Lavers, 62 Burton Street -
petition re license for storage of inoperable
vehicle (Town Code Sec. 16-232 attached)
 - a. Recommendation - Town Administrator and
Chief of Police (approve)
2. Robert E. Black, General Manager, George
Patton Associates, Inc., 55 Broad Common Road
- request for curb cut (commercial parking
lot)
 - a. Recommendation - Town Administrator and
Director of Public Works (approve)
3. Linda C. Arruda, on behalf of Bristol
Merchants Association re schedule of events -
Sidewalk Sales, October 11-13; Halloween
Walkabout, October 27; Holiday Preview,
November 22 & 23; and Snowflake Raffle
Drawing, December 22, 2013
 - a. Recommendation - Town Administrator and
Chief of Police (approve with
conditions)
4. Paul Tocci, 17 Oliver Street - request for
curb cut
 - a. Recommendation - Town Administrator and
Director of Public Works (approve with
conditions)
5. Robert D. Morris, 93 Kickemuit Avenue -
petition re legitimacy of waterfront
citations

G. APPOINTMENTS

H. OLD BUSINESS

1. Council Clerk Cirillo to Planning Board et al
re Potential Sign Donation

- a. Harbormaster Marsili re recommendation
 - b. Domenic Franco, Chairman, Harbor Commission re Commission recommendation
 - c. Susan Church, Staff Assistant, Historic District Commission re Commission recommendation
 - d. Councilman Herreshoff re Prudence Ferry sign
 - e. Jerome Squatrito, Chairman, Planning Board re Board recommendation
 - f. Director of Community Development Williamson re recommendation
- 2. Town Treasurer Goucher re Recommended Account Re-appropriations (carry forwards), **continued from September 18, 2013**
 - 3. Kenneth and Amanda Alves, 18 Hamlet Court - letter of complaint re wind turbine at Safeway Auto, **continued from September 18, 2013**
 - a. Councilman Herreshoff re Safeway Windmill on Gooding Avenue
 - b. (Zoning Enforcement Officer Tanner) - Zoning Board of Review record re Safeway Auto Sales/Playa Linda Associates, LLC File 2010-16
 - 4. Flo Hazen, 131 Wood Street - request for removal of accessible parking space, **2nd reading**
 - a. Recommendation - Town Administrator and Chief of Police (approve)
 - 5. Councilman Sweeney re Update on Recycling Committee
 - 6. Merritt Meyer, President, Mosaico Business & Community Development Corporation re Bristol Industrial Park Real Estate Taxes

- a. Merrit Meyer re withdrawal of request
- 7. Town Administrator Teixeira re Bristol Harbor Master's Disc Drive Data Recovery Summary,
continued for report August 28, 2013
- I. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION
 - 1. Jeffrey M. Willis, Deputy Director, Coastal Resources Management Council re Notice of Public Hearing, October 22, 2013 - proposed changes to CRMP Section 300.14, Maintenance of Structures (deadline for comments October 17, 2013)
 - 2. (Sandra Matrone Mack, Bond Counsel) re Borrowing Resolutions
 - 3. Councilman Herreshoff re Four Traffic Safety Suggestions
 - 4. Councilman Stuart re Beach Road/Rogers Avenue intersection
 - 5. Councilman Sweeney re Speeding on Hope Street
 - 6. Terrence Mercer, Associate Administrator, Division of Public Utilities and Carriers re application of A&R marine Corp., d/b/a Prudence and Bay Islands Transport to provide ferry boat service
 - 7. Town Administrator Teixeira re Stacey Carter, Regional Director for RI Small Business Development Center to occupy satellite office at Burnside Memorial Building
- J. BILLS & EXPENDITURES
 - 1. RFP #789 - Tax Administration Software
 - 2. Bid #790 - Silver Creek Spillway Repairs
- K. SPECIAL REPORTS
- L. TOWN SOLICITOR
 - 1. Town Solicitor re request for Executive Session pursuant to RIGL 42-46-5(a)(5) lease

of real property, **continued from September
18, 2013**

M. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

1. Parella
2. Herreshoff
3. Calouro
4. Stuart
5. Sweeney

N. TOWN ADMINISTRATOR AGENDA ITEM(S)

CITIZENS PUBLIC FORUM

Consent Agenda Items:

(CA) AA. SUBMISSION OF MINUTES-Boards and Commissions

**Approval of consent agenda="Motion to receive and place
these items on file."**

1. Harbor Commission - September 9, 2013
2. Bristol Housing Authority - Special Meeting,
June 19, 2013
3. Planning Board - July 9, 2013
4. Harbor Commission - Appeals Hearing,
September 9, 2013
5. Bristol Warren Regional School Committee -
August 26, 2013
6. Bristol Warren Regional School Committee -
September 9, 2013
7. Bristol Housing Authority - September 12,
2013
8. Board of Fire Engineers - November 5, 2012
9. Recreation Board - April 9, 2013

(CA) BB. BUDGET ADJUSTMENTS

Approval of consent agenda="Motion to approve these adjustments."

1. Tax Assessor/Collector Belair - Recommended Abatements & Additions

(CA) CC. FINANCIAL REPORTS

Approval of consent agenda="Motion to receive and place these items on file."

1. (Town Treasurer Goucher) re Revenue and Expenditures Statement - October 4, 2013

(CA) DD. PROCLAMATIONS, RESOLUTIONS & CITATIONS

Approval of consent agenda="Motion to adopt these Proclamations, Resolutions and Citations as prepared and presented."

1. Proclamation - Constitution Week, September 17-23, 2013
2. Commendation - Neil Feeley, Jr. - J.G. Coffey Company, improvements to Town Common Basketball Court
3. Commendation - Melissa Mancini - Cumberland Farms, support of future Quinta-Gamelin Recreation Center
4. Commendation - Craig Veader - Bristol Toyota, support of Summer Youth Basketball League
5. Commendation - Lucy Medeiros, Portuguese Beneficial Association Dom Luiz Filipe 2013 "Person of the Year"

(CA) EE. UTILITY PETITIONS

Approval of consent agenda="Motion to approve these petitions."

1. Department of Public Works - Road Cut Permits
2. Department of Water Pollution Control - Sewer Permit

(CA) FF. UPCOMING APPOINTMENTS

Approval of consent agenda="Motion to approve advertising these Appointments."

1. Public Service Appointments for October

(CA) GG. CITY & TOWN RESOLUTIONS NOT PREVIOUSLY CONSIDERED

Approval of consent agenda="Motion to receive and place these items on file."

1. Wendy J.W. Marshall, CMC, Middletown Town Clerk - Resolution re RI Aviation Hall of Fame

(CA) HH. DISTRIBUTIONS/COMMUNICATIONS

Approval of consent agenda="Motion to receive and place these items on file."

1. Coastal Resources Management Council - October 2013 Calendar
2. Jerry Dauterive, 4 Liberty Lane - letter of interest for Economic Development Commission reappointment (note: reappointed September 18, 2013)
3. Dominic Franco, Chairman, Harbor Commission to Dr. Thomas G. Breslin re Letter of Appreciation
4. Warrant - Jerry Dauterive, Economic Development Commission
5. Warrant - Ethan M. Tucker, Economic Development Commission
6. Town Administrator Teixeira to C. B. Utility Company, Inc. re award of Bid #777-2 - Inflow Source Relocation & Associated Drainage System Improvements
7. Town Administrator Teixeira to Hart Engineering Corp., Cumberland, RI re award of Bid #786-2 - Mount Hope Pumping Station Improvements

8. Town Administrator Teixeira to Yard Works, Inc., Warwick, RI re award of Bid #785 - Bristol Town Beach Courts Recreation Area
9. Town Administrator Teixeira to Candace Pansa, Director, Bristol Housing Authority re Housing Availability at Benjamin Church Manor

(CA) II. DISTRIBUTIONS/NOTICE OF MEETINGS
(Office copy only)

Approval of consent agenda="Motion to receive and place these items on file."

1. Bristol County Water Authority Workshop - September 18, 2013
2. Bristol Warren Regional School District Schedule of Meetings - Week of September 22, 2013
3. Bristol Warren Regional School Committee Budget/Facilities Subcommittee - September 23, 2013
4. Bristol Warren Regional School Committee Personnel/Contract Negotiations Subcommittee - September 23, 2013
5. Bristol Warren Regional School Committee - September 23, 2013
6. Bristol County Water Authority Board of Directors - September 25, 2013
7. Board of Fire Engineers - September 30, 2013
8. Christmas Festival Committee - October 2, 2013
9. Bristol Warren Regional School District Schedule of Meetings - Week of September 29, 2013
10. Bristol Warren Regional School Committee Policy/Community Affairs Subcommittee - September 30, 2013
11. Bristol County Water Authority Finance Committee - October 9, 2013

12. Bristol County Water Authority Board of Directors - October 9, 2013
13. Fourth of July Committee - October 11, 2013
14. Bristol Warren Regional School District Schedule of Meetings - Week of October 6, 2013

(CA) JJ. CLAIMS

Approval of consent agenda="Motion to refer these items to the Insurance Committee and at its discretion to the Interlocal Trust."

1. Denita M. Rossi, Esq., for Mary Jo Sousa re claim for damages

ADJOURNED: _____

jmw